

Town of Granby Code Adoption Ordinance

Schedule A Specific Revisions at Time of Adoption of Code

FEES REVISIONS

Where reference is made in this Schedule A to “standardized fees revision” it means that the specific fee(s) was deleted and replaced with wording that the fee “shall be as set by the Board of Selectmen” and a footnote indicating to see Chapter A184, Fees.

Chapter 6, Boards, Commissions, Committees and Agencies.

Article IV, Development Commission.

Section 6-7 is amended as indicated:

“Pursuant to Chapter 6 of the Charter of the Town of Granby, and in accordance with C.G.S. § 7-136, there is hereby created a commission...”

Article V, Inland Wetland and Watercourses Commission.

In §§ 6-10 and 6-11 the statutory references to “Public Act 155, 1972 Session” and “Public Act 571, 1973 Session” are updated to “C.G.S. § 22a-42.”

Chapter 27, Justices of the Peace.

Section 27-1 is amended as indicated:

“In accordance with § ~~9-183~~ 9-183a of the General Statutes, as amended, the Town of Granby shall have 18 Justices of the Peace elected ~~biennially~~ quadriennially at the state election.”

Chapter 36, Notices, Posting of.

Section 36-1 is amended as indicated:

“In accordance of ~~Chapter IV, Section 4~~ Chapter 4, Section 4-5, of the Town of Granby 2002 Charter, as may be amended thereafter, the notice boards...”

Chapter 41, Property, Town.

Article I, Naming of Buildings and Land.

Section 41-2 is amended to read as follows:

§ 41-2. Official names.

The list of official names is as follows:

<i>Granby Memorial High School</i>	<i>315 Salmon Brook Street</i>
<i>Wells Road School</i>	<i>134 Wells Road</i>
<i>Frank M. Kearns School</i>	<i>5 Canton Road</i>
<i>Kelly Lane School</i>	<i>60 Kelly Lane</i>
<i>Town Hall Building</i>	<i>15 North Granby Road</i>
<i>Granby Green</i>	<i>3 East Granby Road</i>
<i>Frederick H. Cossitt Library</i>	<i>388 North Granby Road</i>
<i>Town of Granby Garage</i>	<i>52 North Granby Road</i>
<i>North Granby Firehouse</i>	<i>376 North Granby Road</i>
<i>Board of Education Central</i>	<i>15-B North Granby Road</i>
<i>Department of Police Services</i>	<i>15-A North Granby Road</i>
<i>Senior Center and Youth Services</i>	<i>15-C North Granby Road</i>
<i>Granby Public Library</i>	<i>15-D North Granby Road</i>
<i>Granby Middle School</i>	<i>321 Salmon Brook Street</i>
<i>Granby Transfer Station</i>	<i>103 Old Stagecoach Road</i>
<i>Granby Animal Shelter</i>	<i>166 Salmon Brook Street</i>
<i>Granby Ecology Building</i>	<i>321 Salmon Brook Street</i>
<i>Salmon Brook Park</i>	<i>215 Salmon Brook Street</i>
<i>Ahrens Park</i>	<i>53 Hungary Road</i>

Chapter 44, Regional Council of Governments.

Chapter 44 is amended in its entirety to read as follows:

§ 44-1. Adoption of state law.

The Town of Granby does hereby adopt C.G.S. § 4-124i through 4-124p providing for the formation of a Regional Council of Governments within a planning region, as defined or redefined by the Director of the Office of Policy and Management, and does hereby join such Regional Council of Governments when and as such Council is duly established in accordance with said statutes, upon the adoption of said statutes by not less than 60% of all municipalities within such planning region. The adoption of such sections of the General Statutes is intended to include the provisions of any special act of the 1973 General Assembly respecting additional representation for the core city within the capitol region on a Regional Council of Governments, and a nonvoting advisory regional forum thereunder, consistent with proposed bylaws of such Regional Council of Governments dated January 25, 1973, and endorsed by the existing Regional Council of Governments on May 3, 1973.

Chapter 58, Violation and Citation Hearing Procedures.

Article I, Zoning Violations.

A. Section 58-4 is amended as indicated:

“The fine for each such violation shall be not more than \$150, payable to the Town.”

- B. The first sentence of § 58-5 is amended as indicated:

“Any person ~~receiving such a citation shall be allowed a period of 30 days from the receipt of the citation to make an uncontested payment of the fine specified in the citation to the Town or to~~ electing not to request a hearing as provided in pursuant to § 58-6 shall be allowed 30 days from the receipt of the citation to make an uncontested payment of the fine specified in the citation to the Town.”

- C. Section 58-6 is amended as indicated:

“...by delivering, in person or by mail, within ~~30~~ 10 days of the date of the citation, a written demand for a hearing.”

- D. Section 58-10 is amended to replace the specific fee with the following language:

“...together with the entry fee specified in the General Statutes....”

Article II, Parking and Ordinance Violations.

Section 58-14 is amended as indicated:

“Except as provided in Article I, regarding the citation procedures and fines for zoning violations, upon the violation of any other ordinance or regulation of the Town for which a fine, penalty, costs, or fees are prescribed...”

Chapter 72, Adult Businesses.

Section 72-4A is amended as indicated:

“Any person, partnership, corporation or other legal entity who is found to have violated this ~~ordinance~~ chapter shall be fined ~~\$150~~ not more than \$250 for each such violation.”

Chapter 80, Boats and Boating.

Article I, Boating on Manitook Lake.

- A. Section 80-1 is amended as indicated:

“No person shall operate any power-driven water vehicle or boat within 100 feet of any public or private beach, nor within 50 feet of any swimmer, float, rowboat, canoe, sailboat or any power-driven boat or power-driven water vehicle; except when docking, or where the width of the waterways prohibits such distance in which event speed shall be

reduced to five miles per hour, or when troll fishing in which event the speed shall not be more than five miles per hour.”

- B. Section 80-5 is amended as indicated:

“Any persons convicted of violating the provisions of this article ~~should~~ shall be punished by a fine ~~not exceeding \$25~~ of not more than \$250.”

Chapter 83, Buildings, Numbering of.

- A. Section 83-6 is amended as indicated:

~~“House numbers shall be assigned by the Assessor of the Town of Granby.~~
Every owner, occupant or lessee of a building constructed or to be constructed in the Town of Granby shall apply to the Building ~~Inspector~~ Official for an authorized number in accordance with this chapter.”

- B. Section 83-8A is amended as indicated:

“Any person who violates the provisions of this chapter, upon conviction thereof, shall be punished by a fine ~~not exceeding \$99~~ of not more than \$250.”

Chapter 106, Loitering.

- A. Section 106-1 is added to read as follows:

§ 106-1. Definitions.

*As used in this chapter, the following terms shall have the meanings indicated:
LOITER — Encompasses but shall not be necessarily limited to one or more of the following acts:*

- A. Obstruction of the free unhampered passage of pedestrians or vehicles on the public sidewalks or public streets of the Town of Granby.*
- B. Obstructing, molesting or interfering with any person lawfully upon any street, sidewalk, park or other public place in the Town of Granby.*
- C. Remaining in one location upon any street, sidewalk, park or other public place in the Town of Granby without being able to establish a legitimate purpose in so remaining or, by general conduct, exhibiting the absence of a lawful purpose in so remaining. In determining whether or not a legitimate or lawful purpose for remaining in such location has been established, consideration shall be given to the fact that the person refuses to identify himself or his purpose in being at such location. Unless flight by the person or other circumstances makes it impracticable, a police officer shall, prior to any arrest for an offense under this section, afford the person an opportunity to identify himself and to state the reason for his presence at such location. No person shall be convicted of an offense under this chapter if the arresting officer fails to comply with this procedure or if it appears at trial that the explanation hereunder given by the*

accused is true and constitutes a valid reason for the person to be and remain at such location.

D. Refusal to move from a location upon any public street, sidewalk, park or other public place when requested to do so by a police officer, provided that such officer has exercised his discretion reasonably under the circumstances in order to preserve or promote public peace and order.

PLACE OPEN TO THE PUBLIC — Any place open to the public or any place to which the public is invited, and in, on or around any privately owned place of business, private parking lot or private institution, including places of worship or any place of amusement and entertainment whether or not a charge of admission or entry thereto is made. It includes the elevator, lobby, halls, corridors and areas open to the public of any store, office or apartment building, as well as parking lots or other vacant private property not owned by or under the control of the person charged with violating this chapter, or, in the case of a minor, not owned by or under the control of his parent or guardian.

- B. Section 106-4 is amended as indicated:

“Any person convicted of violating the provisions of this chapter shall be punished by a fine ~~not exceeding \$30~~ of not more than \$250.”

Chapter 114, Nuisances.

- A. Section 114-2 is amended as indicated:

“This chapter shall apply uniformly to all lots, parcels, pieces or tracts of privately owned real property now in existence or hereafter constructed, maintained, or modified but shall exclude ~~agricultural lands~~ land used for agriculture or agricultural operations as defined in Section 1.4 of the Granby Zoning Regulations.”

- B. The definition of “public view” in § 114-3 is amended as indicated:

“Reasonably visible from any public right-of-way, ~~or neighboring property.~~”

- C. Section 114-9C is amended as indicated:

“Each separate offense under this chapter shall be punishable by a fine of \$100 not more than \$250 payable to the Town of Granby.”

Chapter 121, Parks and Recreation Areas.

Article I, General Provisions.

Section 121-4 is amended as indicated:

“In addition to any sanction imposable under § 121-3 of this article, any violation of any provision of the regulations promulgated hereunder, as the same may be amended or supplemented, within any Town park shall be punishable by a fine ~~not exceeding the maximum penalty allowable under Connecticut General Statutes § 7-148(c)(10), and the violator shall be adjudged to pay all costs of the proceedings and any damages incurred~~ in an amount determined from time to time by the Board of Selectmen, but in no case to be more than \$250. The prosecution of any such violation shall be pursuant to § 58-14 of Chapter 58, Violation and Citation Hearing Procedures, Article II, Parking and Ordinance Violations, adopted August 9, 1999.”

Article II, Rules and Regulations.

In § 121-26 the term “fee” is changed to “fine” and an introductory sentence is added to read as follows:

Violations of this article shall be punishable by fines as follows:

Chapter 138, Sewers.

A. In §138-1 the definition of “Sewer Commission” is amended as indicated:

~~SEWER COMMISSION~~ WATER POLLUTION CONTROL AUTHORITY – The ~~Sewer Commission~~ Water Pollution Control Authority of the Town of Granby, ~~as created by an ordinance creating a Sewer Commission adopted by the Board of Selectmen and published September 14, 1966, recorded in Granby Town Minute Book, Volume 6, page 186,~~ as established by ordinance, and with all of the powers, purposes and objectives set forth in Chapter 103 of the General Statutes of the State of Connecticut, ~~Revision of 1958, and amendments thereto,~~ as amended, or its authorized deputy, agent, or representative.

B. The last sentence of § 138-18 is amended as indicated:

“...The above requirements or specifications shall act as extensions of ~~any local building code or plumbing code if they exist~~ the state building code, as applicable.”

C. The first sentence of § 138-22 is amended as indicated:

“The connection of the building sewer into the public sewer shall conform to the requirements of the ~~building and plumbing code if they exist~~ state building code or other applicable rules and regulations of the Town, or the procedures set forth by the ~~Sewer Commission~~ Water Pollution Control Authority....”

- D. Section 138-23 is amended to read as follows:

All connections to the Granby public sewer system shall be made in accordance with the Standards for Construction and Repair of Sewer Lateral Connections as adopted and amended by the Granby Water Pollution Control Authority.

- E. Original Sec. 12, regarding excavations for building sewer installation; original Sec. 13, regarding the authority to vary sewer connection requirements; and original Sec. 14, regarding applications for permits for multifamily developments, are deleted.
- F. Section 138-38 is amended as indicated:

“Any person who shall continue any violation beyond the time limit, provided for in Article VIII, § 138-37, ~~shall be guilty of a misdemeanor, and, on conviction thereof, shall be fined in the amount not exceeding \$25~~ not more than \$250 for each violation....”

- G. Article IX is amended to read as follows:

ARTICLE IX
Sewer District

§ 138-40. Sewer District definitions.

As used in this chapter, the following terms shall have the meanings indicated:

SEWER DISTRICT — *All properties abutting the sewer line and as outlined on the Town existing sewer line map, as adopted and amended by the Water Pollution Control Authority.*

SEWER SERVICE AREA — *An area where the sewer line may be extended by future action of the Water Pollution Control Authority.*

Chapter 144, Solid Waste.

Article I, Town Transfer Station.

Article I is amended in its entirety to read as follows:

ARTICLE I
Town Transfer Station

§ 144-1. Location.

The transfer station shall be located on property owned by the Town of Granby north of Old Stagecoach Road and west of Notch Road. The boundaries of the actual dumping areas may be changed by the Board of Selectmen from time to time.

§ 144-2. Operation.

- A. The use of the transfer station is restricted to residents of Granby and to persons doing business in Granby and is restricted to matter actually produced in the Town.*
- B. The Town transfer station is to be fenced and the gate locked when the transfer station is not open.*
- C. Access to the dumping area is from Notch Road at a point just north of the "notch" by way of Old Stagecoach Road (so-called).*
- D. The transfer station shall be operated on a sanitary-landfill basis with the fill applied at least once a week, unless the weather prevents it. The frequency of compacting and application of fill shall be determined by the Board of Selectmen.*
- E. A chemical pesticide shall be applied at the end of each dumping period for the control of insects and rodents.*
- F. Burning of material in the transfer station shall be done only with the approval of a Fire Warden.*
- G. A clear area around the dumping point will be maintained as a fire break.*
- H. A custodian shall be on duty whenever the transfer station is open. He shall be employed by the Town and shall be responsible for the enforcement of the transfer station regulations.*
- I. Salvage rights shall be awarded to the custodian.*
- J. The Board of Selectmen may temporarily close the transfer station if they deem such action to be necessary for the welfare of the Town.*
- K. The Board of Selectmen may make additional rules governing operation and maintenance of the transfer station, providing that such rules do not conflict with this article.*

§ 144-3. Rules for users.

Failure to comply with the rules enumerated below will subject the violator to a fine of not more than \$250. Dumping permits may be rescinded for cause at the discretion of the Board of Selectmen.

- A. Permits. The following shall obtain permits from the Town Manager in order to dump:*
 - (1) Commercial rubbish collectors.*
 - (2) Business firms or individuals dumping large volumes (three yards or more at a time). Charges for permits shall be determined by the Board of Selectmen.*
- B. Nonpermitted dumping. The following items shall not be deposited in the transfer station:*
 - (1) Dead animals.*
 - (2) Junked motor vehicles.*
 - (3) Motor vehicle bodies.*
 - (4) Chemical waste (dissolved or in bulk).*
 - (5) Oily liquids.*
 - (6) Septic tank sludge or sewage.*
 - (7) Trees, stumps, stones, building materials (such as beams, boards, concrete fragments, etc.) or large brush (over three feet long). Individual homeowners may dump moderate amounts of refuse from dooryard trees and shrubs as well as building materials.*
- C. The days and hours that the transfer station will be open shall be determined by the Board of Selectmen.*

D. No waste material may be transported to or removed from the transfer station except in covered containers or covered vehicles.

Article II, Recycling.

- A. Section 144-7A(1) is amended as indicated:

“Clean and unsoiled newspaper shall be separated from other rubbish; ~~bundled and tied with twine or placed in paper grocery bags,~~ and placed into designated recycling containers; or shall be separated as otherwise directed by the Director of Public Works.”

- B. Section 144-7A(3) is amended as indicated:

“Corrugated-type cardboard shall be separated from other rubbish, flattened and placed ~~under~~ into the recycling container.”

- C. Section 144-11 is amended as indicated:

“Any person violating any provision of this article or the regulations enacted hereunder shall be fined not more than ~~\$50~~ \$250 for each offense...”

Article III, Storage, Collection and Disposal.

- A. Section 144-15B: standardized fees revision.

- B. Section 144-15D: standardized fees revision.

- C. Section 144-16D is amended as indicated:

“Refuse will be removed ~~once a week~~ on a specified day in accordance with the policy set forth by the Director.”

- D. Section 144-19 is amended to read as follows:

§ 144-19. Responsibilities and obligations of refuse collectors.

A. Place of delivery, payment. Each refuse collector shall deliver all solid waste meeting the contractual standards collected within the territorial limits of the Town of Granby to a Town of Granby approved system and pay the disposal charge.

B. Failure to pay. Any refuse collector failing to pay any required disposal charge within 30 days after the date of a bill therefor shall pay, in addition to the disposal charge shown on such bill, interest on such disposal charge at the rate of bill, plus all costs of collection, including an attorney's reasonable bill, incurred. A failure to pay shall also be grounds for revocation or suspension of license and registration.

C. Prohibition on delivery. No licensee shall deliver any solid waste meeting the contractual standards to any final place other than a Town of Granby approved system, unless the Town of Granby approved system is incapable of accepting such solid waste at the time of delivery, in which event such solid waste shall be delivered to the place designated by the Director.

D. Construction and maintenance of vehicles and containers. All vehicles registered to collect and transport solid waste to a Town of Granby approved system shall be automatic unloading vehicles of a watertight construction and shall be maintained free of obnoxious odors and accumulated solid waste. Any such vehicle with a capacity in excess of 10 cubic yards shall be of a closed construction. A container utilized primarily for nonliquid solid waste need not be of watertight construction and shall be completely enclosed and maintained free of obnoxious odors and accumulated solid waste. If any such vehicle shall have a capacity of less than 10 cubic yards, it may have an open top, provided that it be covered when it is in motion to prevent the escape of solid waste.

- E. Section 144-20 is amended as indicated:

“Any person violating the terms of this article shall be fined not more than \$100 ~~\$250~~ for each offense in addition to any other penalty which may be imposed by law.”

Chapter 150, Streets and Sidewalks.

Article I, Street Acceptance and Naming.

- A. Section 150-1B(1) is amended to read as follows:

(1) The following enumerated private roads, known by these names on the date of the adoption of this article and whose general location is shown on the Tax Maps of the Town prepared in 1956, shall be eligible for acceptance as provided below. A portion of these roads connected to an accepted road shall be eligible for acceptance in the same manner.

- B. Section 150-3B is amended as indicated:

~~“The naming of roads in proposed subdivisions shall be governed by Section IV A5 of the Subdivision Regulations. The naming of streets in proposed subdivisions shall be governed by Section V of the Subdivision Regulations. Once approved, the Planning and Zoning Commission shall notify the Board of Selectmen of the designated name.”~~

- C. Section 150-3D(1) is amended as indicated:

“Upon receiving a petition containing at least 25 signatures, the Board of Selectmen shall hold a public hearing. There shall be at least five days’ notice to the Town Clerk of the hearing. ~~by publication in a newspaper~~

~~having circulation within the Town and by posting such notice in such place or places as the Board of Selectmen shall designate by ordinance.”~~

D. Original Sec. IV, House numbers, is deleted.

Article II, Removal of Snow and Ice.

Section 150-6A is amended as indicated:

“...Any person who violates any provisions of this article shall be fined not more than ~~\$50~~ \$250.”

Chapter 156, Taxation.

Article I, Exemption for Elderly and Disabled Persons.

A. Section 156-1 is amended as indicated:

“The purpose of this article is to provide property tax relief for residence property...”

B. The statutory references to C.G.S. § 12-129h are deleted from §§ 156-1, 156-4B and 156-6B.

Article II, Exemption for Ambulance-Type Vehicles.

Section 156-7 is amended to read as follows:

§ 156-7. Creation of exemption; definitions.

There is hereby created, pursuant to § 12-81c of the Connecticut General Statutes, as amended, an exemption from personal property taxation for any ambulance-type motor vehicle which is used exclusively for the purpose of transporting any medically incapacitated individual, except any such vehicle used to transport any such individual for payment, or any motor vehicle owned by a person with disabilities, or owned by the parent or guardian of such person, which vehicle is equipped for purposes of adapting its use to the disability of such person. For purposes of this article, the following terms shall have the meanings indicated:

AMBULANCE-TYPE VEHICLE or MOTOR VEHICLE OWNED BY A PERSON WITH DISABILITIES — *Any motor vehicle specially equipped or modified in a significant way for the purpose of transporting medically incapacitated individuals, including but not limited to the inclusion of special hand controls, lifts, ramps, the equipping of stretchers or other special seating, and significant modifications to accommodate medical equipment such as oxygen or mechanical respirators.*

USED EXCLUSIVELY — *The vehicle is used and devoted primarily and inherently for the purpose of transporting medically incapacitated individuals and*

does not mean vehicles partly for transporting medically incapacitated individuals and partly for other purposes.

Article III, Exemption for Volunteer Fire and Ambulance Personnel.

- A. In § 156-9 the statutory reference to “Public Act 00-120, Section 10” is updated to “C.G.S. § 12-81w.”
- B. Section 156-10B is amended as indicated:

“The criteria defined by each organization shall be reviewed and approved by the Board of Selectmen prior to implementation. Any changes in the criteria shall likewise require Board of Selectmen approval before implementation. Criteria will be placed on file as a matter of public record in the office of the Granby Town Clerk. Said criteria are subject to annual change in accordance with § 156-10B.”

Chapter 159, Taxes, Payment of.

Chapter 159 is amended in its entirety to read as follows:

§ 159-1. Payment dates.

The property tax levy of the Town for each fiscal shall be due and payable in two semiannual installments on the first days of July and January of said fiscal year and thereafter, provided that on and after July 1, 2010, any property tax in an amount not in excess of \$200 shall be due and payable in a single payment on said first day of July.

Chapter 167, Vehicles, Abandoned, Inoperable or Unregistered.

- A. In § 167-2, the statutory reference to “C.G.S. § 14-1(30)” in the definition of “motor vehicle” is changed to “C.G.S. § 14-1(53).”
- B. Section 167-13 is amended as indicated:

“Any person or persons who violate this chapter shall be fined not more than ~~\$400~~ \$250 for each day or part thereof such violation continues after the final date for compliance specified in the notice hereinabove provided, which fine shall be payable to the Town....”

Chapter 170, Vehicles and Traffic.

Article I, Parking During Snow Emergencies.

Section 170-3B is amended as indicated:

“In addition, the responsible party shall be subject to a fine of ~~\$5~~ not more than \$250.”

Article II, Fire Lanes.

- A. In § 170-4 the statutory reference to “C.G.S. § 148(c)(g)(h)(xii)” is corrected to “C.G. S. § 7-148(c)(7)(H)(xii).”
- B. Section 170-10 is amended as indicated:

“...Any person violating this section shall be fined not more than ~~\$99~~
\$250....”

Chapter 173, Vendors, Hawkers and Peddlers.

- A. Section 173-4: standardized fees revision.
- B. Section 173-9 is amended as indicated:

“Any person who shall engage in the business of a peddler, as defined herein, without being duly licensed as herein provided, or who shall violate the provisions hereof, shall be fined not more than ~~\$199~~ \$250 for each offense...”